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UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

RYAN HALL, individually,

Plaintiff,

v.

USAA GENERAL INDEMNITY COMPANY;
DOE INDIVIDUALS 1-20, inclusive; and ROE
CORPORATIONS 1-20, inclusive,

Defendants.

Case No.: 2:24-cv-02135-JAD-BNW

**STIPULATION AND ORDER FOR
DISMISSAL WITHOUT PREJUDICE OF
PLAINTIFF'S SECOND AND THIRD
CAUSES OF ACTION PURSUANT TO
F.R.C.P. 41(a)(1)(A)(ii)**

ECF Nos. 4, 11

Plaintiff Ryan Hall, by and through his attorneys of record Steve Dimopoulos, Esq. and Garnet E. Beal, Esq. of Dimopoulos Injury Law and Defendant USAA General Indemnity Company, by and through its attorneys of record, Sheri M. Thome, Esq. and Jeffrey A. Bollers, Esq., of Wilson, Elser, Moskowitz, Edelman & Dicker LLP, hereby stipulate pursuant to F.R.C.P. 41(a)(1)(A)(ii) for the dismissal **WITHOUT PREJUDICE** of Plaintiff's Second Cause of Action (Breach of the Covenant of Good Faith and Fair Dealing) and Third Cause of Action (Violation of Unfair Claims Practices Act).

The parties further stipulate that Defendant's pending Motion to Dismiss [ECF 4] is denied as moot and the parties respectfully ask the Court to vacate the hearing on such Motion set for January 7, 2025. Pursuant to F.R.C.P. 12(a)(4)(A), Defendant's Answer to Plaintiff's Complaint shall be due within 14 days of the date on which the Court enters the Order so denying the Motion.

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Each party shall bear its own fees and costs related to the dismissal of Plaintiff's Second and Third Causes of Action and the disposition of Defendant's Motion to Dismiss [ECF 4]. Plaintiff's First Cause of Action (Underinsured Motorist Benefits - Breach of Contract) remains pending.

IT IS SO STIPULATED.

Dated this 5th day of December, 2024.

DIMOPOULOS INJURY LAW

By: /s/ Garnet Beal
Steve Dimopoulos, Esq.
Nevada Bar No. 12729
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Attorneys for Plaintiff Ryan Hall

Dated this 5th day of December, 2024.

WILSON, ELSER, MOSKOWITZ, EDELMAN
& DICKER LLP

By: /s/ Jeffrey A. Bollers
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ORDER

Based on the parties' Stipulation and Order for Dismissal [ECF No. 11], Plaintiff's Second and Third Causes of Action are hereby dismissed WITHOUT PREJUDICE, each party to bear its own fees and costs of the dismissal; the defendant's motion to dismiss [ECF No. 4] is DENIED without prejudice as moot; and the hearing on that motion scheduled for 1/7/25 is VACATED.


UNITED STATES DISTRICT JUDGE
12/6/24